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IN THE CHANCERY COURT OF DESOTO COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE OF)
ELMORE HOLMES,)

Deceased,)

ELMORE HOLMES, III,)

Executor.)

NO. 86-9-642

FILED
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ORDER ADMITTING FOREIGN WILL TO PROBATE

H. G. FERGUSON, CLERK

BY *J. Kish*

BE IT REMEMBERED that the above-styled and numbered cause came on this day to be heard upon the sworn petition of ELMORE HOLMES, III, and it appearing unto the Court:

1. That petitioner, ELMORE HOLMES, III, is an adult resident citizen of the City of Memphis, Shelby County, Tennessee, and is currently serving as Executor of the estate of Elmore Holmes in Memphis, Shelby County, Tennessee.

2. That ELMORE HOLMES died on May 5, 1983, a legal resident of Shelby County, Tennessee, at the time of his death. ELMORE HOLMES did, at a time when he was above the age of eighteen (18) years and of sound and disposing mind, to wit, July 27, 1978, sign, make, publish and declare a certain instrument of writing as and for his true Last Will and Testament, and he did so in the presence of THOMAS R. PREWITT, JR. and THOMAS W. BELL, JR., as attesting witnesses thereto. The said attesting witnesses, having first seen said testator sign, make, publish and declare said instrument of writing as and for his true Last Will and Testament in their presence, did then in his presence, at his request, and in the presence of each witness, subscribe their names thereto as attesting witnesses.

3. In the Probate Court of Shelby County, Tennessee, being the Court of competent jurisdiction, by a decree dated the 10th day of June, 1983, in cause No. B-1730, the said Last Will and Testament of ELMORE HOLMES, deceased, was admitted to probate and record.

4. A copy of said Last Will and Testament, of the petition for probate in said Probate Court of Shelby County, Tennessee, the decree admitting same to probate and record, and Letters Testamentary, all authenticated according to Acts of Congress, have been annexed to said petition and are considered a part thereof as fully as though copied at length therein.

5. Said instrument of writing described in paragraphs 2 and 4 above constitutes the true Last Will and Testament of ELMORE HOLMES, deceased.

6. That ELMORE HOLMES at the time of his death owned real property in Desoto County, Mississippi, more particularly described as follows:

Parts of Section 17, Township 1, Range 7 West, Chickasaw Cession, and being more particularly described as follows: (a) the south 60 acres, more or less, of the Southeast Quarter of said Section 17 which lies west of Tchulahoma Road in Desoto County, Mississippi, LESS AND EXCEPT that portion situated in Desoto County, Mississippi (0.73 acres, more or less) of the 5.13 acres, more or less, conveyed to Jimmy G. Ketchum and wife, Judy R. Ketchum, by Warranty Deed of record as Instrument T4 9406, Register's Office of Shelby County, Tennessee and in Book 161, page 125, Chancery Court Clerk's Office of Desoto County, Mississippi; and (b) 70 acres, more or less, in a strip of equal width off the south side of the Southwest Quarter of said Section 17, and being all of said Quarter section that lies in Desoto County, Mississippi, LESS AND EXCEPT 4.0 acres, more or less, conveyed to Joseph M. Knight and wife, Mavis B. Knight, by Warranty Deed dated September 10, 1982.

Containing 125.27 acres, more or less.

7. Petitioner is the duly appointed and qualified Executor of said Last Will and Testament above described in the State of Tennessee, having been appointed such in the proceedings aforementioned, and Letters Testamentary have been issued to him in said cause. The petitioner should be appointed Executor in this Court, without bond, according to the terms of said Last Will and Testament.

IT IS, THEREFORE, the Order of this Court:

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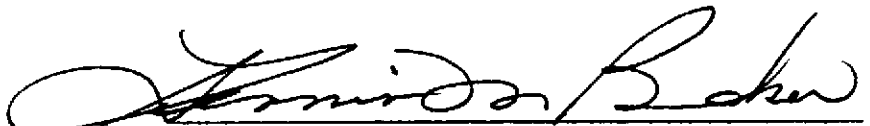
1. That said Last Will and Testament of ELMORE HOLMES be, and the same is hereby, admitted to probate and recorded in this Court as the true Last Will and Testament of ELMORE HOLMES, deceased.

2. That said Last Will and Testament and this Order admitting same to Probate be recorded in the Land Records of Desoto County, Mississippi.

3. That the petitioner, ELMORE HOLMES, III, is appointed as Executor under said Last Will and Testament in the State of Mississippi and Letters Testamentary shall be issued to him as such.

4. That no bond shall be required of said Executor, unless required by a future order of this Court.

SO ORDERED, ADJUDGED AND DECREED on this 15TH day of September, 1986.


CHANCELLOR

Filed @ 3:00 P.M. 9 Oct _____, 1986
Recorded in Book 189 Page 678
H. G. Ferguson, Clerk